

AMENDED IN SENATE APRIL 3, 2003

SENATE BILL

No. 836

Introduced by Senator Soto

February 21, 2003

An act to add Section 20423.7 to the Government Code, relating to public employees' retirement, and making an appropriation therefor.

LEGISLATIVE COUNSEL'S DIGEST

SB 836, as amended, Soto. Public employees' retirement: safety membership: Riverside County.

Under existing law, employees of contracting agencies of the Public Employees' Retirement System classified as local safety members are entitled to generally higher benefits, and subject to higher contribution rates, than employees classified as miscellaneous members. Contributions by members of the Public Employees' Retirement System are deposited in the Public Employees' Retirement Fund, a continuously appropriated fund.

This bill would authorize Riverside County to include its officers and employees ~~who are in a job classification in which there is a probability of regular exposure to, and risk from, hazardous materials and whose functions clearly fall within hazardous materials services, as defined, within the local safety member classification~~ *whose functions clearly fall within the scope of hazardous materials services*. By increasing the amount of employee contributions to the Public Employees' Retirement Fund, ~~a continuously appropriated fund~~, the bill would make an appropriation.

Vote: majority. Appropriation: yes. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

SECTION 1. Section 20423.7 is added to the Government Code, to read:

20423.7. (a) “Local safety member” includes any officer or employee of Riverside County ~~who is in a job classification in which there is a probability of regular exposure to, and risk from, hazardous materials and whose functions clearly fall within the scope of hazardous materials services, except one whose principal duties are those of a manager, analyst, telephone operator, clerk, stenographer, machinist, or mechanic, even though that officer or employee is subject to occasional call, or is occasionally called upon, to perform duties within the scope of hazardous materials services.~~

~~(b) As used in this section, “hazardous materials services” means services performed in the enforcement of laws relating to hazardous materials or waste, or services performed to protect public safety and the environment in response to an emergency involving hazardous materials or waste.~~

~~(c) whose functions clearly fall within the scope of hazardous materials services.~~

(b) Any person designated as a local safety member pursuant to this section may elect, within 90 days of notification by the board, to remain subject to the miscellaneous service retirement benefit and contribution rate by filing ~~and~~ *an* irrevocable election with the board.

~~(d)~~

(c) This section does not apply to any contracting agency nor to the employees of a contracting agency until the agency elects to be subject to this section by amendment to its contract with the board made pursuant to Section 20474 or by express provision in its contract with the board.